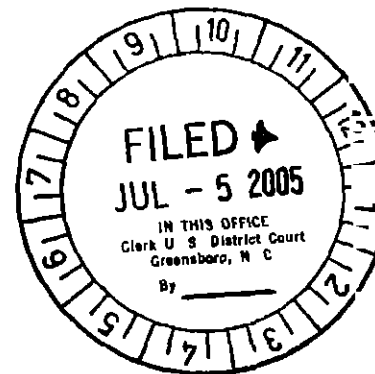


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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA



Johnathan Hillman,

Plaintiff,

v

Donald G Wood,

Defendant(s)

1:05CV00603

**ORDER OF DISMISSAL WITHOUT PREJUDICE
TO PLAINTIFF FILING A NEW COMPLAINT**

Plaintiff, a prisoner of the State of North Carolina, has submitted a civil rights action pursuant to 42 U S C § 1983, together with a request to proceed in forma pauperis. The form of the complaint is such that a serious flaw makes it impossible to further process this complaint. The problem is

- 1 Plaintiff has failed to provide a sufficient number of copies. Plaintiff must submit the original, one copy for the court, and one copy for each defendant named.

Consequently, this particular complaint will be dismissed, but without prejudice to plaintiff filing a new complaint, on the proper Section 1983 forms, which corrects the defects of the present complaint. To further aid plaintiff, the Clerk is instructed to send plaintiff new Section 1983 forms, instructions, an application to proceed in forma pauperis, and a copy of pertinent parts of Fed R Civ P 8 (i.e. Sections (a) & (e)).

In forma pauperis status is granted for the sole purpose of entering this order of dismissal with permission to file a new complaint which corrects the defects of the present complaint.

IT IS THEREFORE ORDERED that in forma pauperis status is granted for the sole purpose of entering this order.

IT IS FURTHER ORDERED that this action be filed and dismissed sua sponte without prejudice to plaintiff filing a new complaint, on the proper Section 1983 forms, which corrects the defects cited above. The Clerk is instructed to send plaintiff Section 1983 forms, instructions, an application to proceed in forma pauperis, and a copy of pertinent parts of Fed R Civ P 8 (1 e Sections (a) & (e))


United States Magistrate Judge

July 5, 2005